

Marina Coast Water District

District Offices
11 Reservation Road
Marina, California

Regular Board Meeting
July 23, 2008
6:45 p.m.

Minutes

1. Call to Order:

Vice President Nishi called the meeting to order at 6:45 p.m. on July 23, 2008.

2. Roll Call:

Board Members Present:

Ken Nishi – Vice President
Tom Moore
Dan Burns
Bill Lee

Board Members Absent:

Howard Gustafson – President

Staff Members Present:

Jim Heitzman, General Manager
Dan Griffie, Legal Counsel
Jim Dowless, Operations and Maintenance Superintendent
Brian True, Capital Projects Manager
Rich Youngblood, Conservation Coordinator
Paula Riso, Executive Assistant/Clerk to the Board

Audience:

Leif Coponen, Schaaf & Wheeler
Bob Holden, MRWPCA
Bob Schaffer, Marina Community Partners
Lizet Ybarra
Sherrie Payne
Tom Payne

The Board entered into closed session at 6:46 p.m.

3. Closed Session:

- A. Pursuant to Government Code Section 54956.95
Liability Claims
Claimant: El Rancho Mobile Home Park and Shopping Center
Agency Claimed Against: Marina Coast Water District

Vice President Nishi reconvened the meeting to open session at 7:00 p.m.

4. Possible Action on Closed Session Items:

Mr. Dan Griffee, Legal Counsel, stated that direction was given to staff to conduct further negotiations and no action was taken.

5. Pledge of Allegiance:

Vice President Nishi asked Director Lee to lead everyone present in the pledge of allegiance.

6. Oral Communications:

None.

7. Presentation:

- A. Consider Adoption of Resolution No. 2008-36 in Recognition of Sherrie Payne, Customer Service Specialist, and Awarding a Plaque and Gift Certificate for 25 Years of Service to MCWD:

Mr. Jim Heitzman, General Manager, introduced this item.

Director Moore made a motion to adopt Resolution No. 2008-36 recognizing Sherrie Payne, Customer Service Specialist, and awarding a plaque and gift certificate for 25-years of service to MCWD. Director Burns seconded the motion. The motion was passed.

Director Moore	-	Yes	Vice President Nishi	-	Yes
Director Lee	-	Yes	President Gustafson	-	Absent
Director Burns	-	Yes			

8. Consent Calendar:

Vice President Nishi pulled item A from the Consent Calendar. Mr. Suresh Prasad, Director of Finance, pulled item B from the Consent Calendar.

Agenda Item 8 (continued):

Director Moore made a motion to approve the Consent Calendar consisting of item C) Approve the Draft Minutes of the Regular Board Meeting of July 9, 2008. Director Burns seconded the motion. With a vote of 4-Ayes, 0-Noes, 1-Absent, the motion was passed.

A. Adopt Resolution No. 2008-30 to Amend the Water Supply Assessment for the Proposed Seaside Main Gate Development:

Vice President Nishi commented that the amended date on the cover page of the Water Supply Assessment for the Proposed Seaside Main Gate Development (WSA) needed to be corrected. He also stated that the Figure 1-1 on page 3 of the WSA was showing incorrect locations for the District Wells. Vice President Nishi questioned the use of the word “sub-allocate” in the first paragraph on page 13 of the WSA. He also asked if the second paragraph in Section 3.7 on page 20 was correct in stating the District is the largest pumper in this region of the Basin.

Director Moore mentioned that the numbers in Table 2-1 on page 6 of the WSA don't add up. He questioned the water use factor for Hotel rooms. Mr. Prasad stated the factor should be 0.17. Director Moore asked that a footnote be placed next to the hotel factor stating that it is per room not square feet. He also inquired why the factor for the Monterey Peninsula Water Management District was being used instead of District factors; and if there were really 4,000 restaurant seats in this development.

Staff said they would make the corrections and provide answers to the questions.

Vice President Nishi asked that this item be brought back on August 13, 2008.

B. Adopt Resolution No. 2008-37 to Approve a Professional Services Agreement with Westin Engineering to Provide Ongoing Technical Support for the Asset Management Program:

Mr. Prasad commented that there was one correction to this item as shown on the handout distributed before the meeting. The funding source should show that this item is being funded from the “extended” FY 2008-2009 Budget. Director Moore asked if the resolution needed to be changed to show the revision. Mr. Prasad affirmed that the resolution needed to be changed as well.

Director Moore made a motion to approve a Professional Services Agreement with Westin Engineering to provide ongoing technical support for the Asset Management Program with the suggested changes. Director Burns seconded the motion. The motion was passed.

Agenda Item 8-B (continued):

Director Moore	-	Yes	Vice President Nishi	-	Yes
Director Lee	-	Yes	President Gustafson	-	Absent
Director Burns	-	Yes			

9. Action Items:

A. Consider Adoption of Resolution No. 2008-35 to Approve the Central Marina Budget for FY 2008-2009:

Mr. Prasad introduced this item explaining that it was for Central Marina only and the Ord Community Budget was tentatively scheduled for the August 13, 2008 meeting if FORA adopts it on August 8th.

Director Moore asked how many protests were needed to stop the rate increase. Mr. Prasad answered that a simple majority was needed to stop the increase.

Director Burns made a motion to adopt Resolution No. 2008-35 approving the Central Marina Budget for FY 2008-2009. Director Lee seconded the motion. The motion was passed.

Director Moore	-	Yes	Vice President Nishi	-	Yes
Director Lee	-	Yes	President Gustafson	-	Absent
Director Burns	-	Yes			

B. Consider Approval of Second Reading and Adoption of Ordinance No. 51 Approving New District Rates, Fees & Charges for Marina Water and Wastewater:

Mr. Prasad introduced this item and stated that there was a correction to Section 12 of the Ordinance as shown on the handout distributed before the meeting. Director Moore asked legal counsel if the language was correct. Mr. Heitzman stated that legal counsel provided the language and that the intent was to show the time for protests has passed and there were not enough protests received to stop the rate increase.

Director Moore made a motion to approve the Second Reading and adopt Ordinance No. 51 approving new District Rates, Fees & Charges for Marina Water and Wastewater subject to correction of the language in Section 12 of the Ordinance to make it grammatically correct. Director Burns seconded the motion. The motion was passed.

Director Moore	-	Yes	Vice President Nishi	-	Yes
Director Lee	-	Yes	President Gustafson	-	Absent
Director Burns	-	Yes			

10. Staff Reports:

A. Receive Report on Monthly Water Meter Charge for Fire Protection:

Vice President Nishi asked if Ms. Mariano was informed that this item was on the agenda. Staff answered that she was informed of the item on the agenda and was sent the staff report and Bartle Wells letter.

Mr. Prasad introduced this item.

Vice President Nishi asked why the District doesn't charge customers the difference in capacity fees when they upgrade from a ¾" meter to a 1" meter. Mr. Prasad answered that capacity fees are charged by the EDU and not meter size and most single family homes use .33 AFY no matter what size the meter. Vice President Nishi questioned if an old house was torn down and a new much larger house was built in its place requiring a larger meter and with more usage, would the customer be charged the difference in capacity fees. Staff said they would look into it and bring the answer back to the Board.

B. Receive Report on Staff Efforts Concerning Artificial Turf with the City of Marina

Mr. Richard Youngblood, Conservation Coordinator, introduced this item and explained the joint project with the City of Marina regarding artificial turf.

Vice President Nishi stated he would like to see a small section put in, about 100sq yards, and see it implemented soon.

Director Moore suggested having different companies compete with their different turfs so people can see the different types.

C. Receive Report on Metering of CSUMB Housing

Mr. Youngblood introduced this item and explained that Phase II of CSUMB metering was going in and would include master metering of 4- and 8-plex buildings. Schoonover I is complete and Schoonover II is almost complete. Director Moore complimented staff on pushing this project forward.

Vice President Nishi suggested placing meters on existing apartments in Central Marina for both the building itself and the landscaping to see where the water is being used. Director Moore agreed and commented that this could encourage apartment owners to start billing the tenants for their water use.

11. Informational Items:

A. General Manager's Report:

Mr. Heitzman introduced Mr. Brian True as the Interim District Engineer. He suggested that since the meeting agenda's have been very light, the Board consider moving to one meeting per month.

B. District Engineer's Report:

Mr. True stated that he had nothing to report.

C. Counsel's Report:

Mr. Griffie stated that he had nothing to report.

D. Committee and Board Liaison Reports:

1. Water Conservation Commission:

No comments.

2. Joint City-District Committee:

No comments.

3. MRWPCA Board Member:

Vice President Nishi stated the meeting was boiler plate. Director Moore asked if there has been any response to the letter the District sent to the MRWPCA. Staff answered nothing has been received.

4. LAFCO Liaison:

Vice President Nishi stated that the Carmel Valley Corporation was the main topic.

5. JPIA Liaison:

No comments.

6. Monterey Bay Regional Water Authority:

No comments.

7. FORA:

Vice President Nishi commented that he did not feel comfortable at the joint FORA/MCWD meeting. He would like staff to prepare answers to the questions asked at the joint meeting so the District can respond. Vice President Nishi asked for documents and correspondence from the District to individual jurisdictions regarding metering of all unmetered buildings and any correspondence received back from them.

Director Burns asked if there was documentation showing higher usage in unmetered accounts. Mr. Heitzman answered that calculations from the total water pumped by the District and the amount going through metered accounts shows an average of 20 hcf for unmetered accounts. The average for metered accounts is 13 hcf.

8. Executive Committee:

No comments.

9. Community Outreach:

No comments.

10. Ord Community Ad Hoc Committee:

Ms. Riso stated that she is in the process of rescheduling the meeting.

11. Special Districts Association Liaison:

Vice President Nishi commented that there was not a quorum for the July 15, 2008 meeting and therefore no meeting of the Special Districts Association took place. Mr. Heitzman confirmed that although there was not a quorum for the meeting, there were several presentations given. Director Moore stated that no business was transacted on July 15th.

E. Director's Comments:

Director Moore commented that at the Special Districts Association meeting on July 15, 2008, CSDA passed out information on products available to Special District's and there was a presentation by CalTrust. He then handed out copies of the presentation to each Director.

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8. Adjournment:

The meeting was adjourned at 7:55 p.m.

APPROVED:

Kenneth K. Nishi, Vice President

Date

ATTEST:

Jim Heitzman, General Manager